

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

DONALD C. HUTCHINS

Plaintiff

v.

CARDIAC SCIENCE, INC., et. al.,

Defendants

Civil Action: 04-30126-MAP

U.S. DISTRICT COURT
DISTRICT OF MASS.

2006 OCT 25 A 11:25

FILED
IN CLERK'S OFFICE

**MOTION FOR LEAVE TO FILE INSTANTER CLARIFICATION BRIEF
ADDRESSING DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR
DECLARATORY JUDGMENT PURSUANT TO TORTIOUS INTERFERENCE**

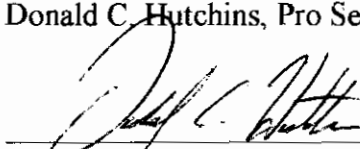
Pursuant to Local Rule 7.1(b)(3), Plaintiff, Donald C. Hutchins ("Hutchins") hereby moves this Court for leave to file a brief pursuant to Defendant Compliant Corporation's request that Hutchins' "Motion for Declaratory Judgment Asserting Plaintiff's Conduct in Filing the Complaint Does Not Constitute Tortious Interference" (the "Motion") be denied.

Respectfully submitted

The Plaintiff

Donald C. Hutchins, Pro Se

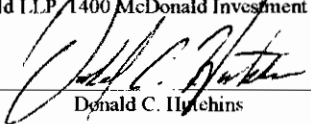
Dated: October 25, 2006


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(413) 567-0606

CERTIFICATE OF SERVICE

I, Donald C. Hutchins, 1047 Longmeadow Street, Longmeadow, Massachusetts 01106, hereby certify that I served a copy of the foregoing on the appropriate parties by sending a copy by United States mail to: Randall T. Skaar, Esq. Patterson, Thucnte, Skaar & Christensen, P.A., 4800 IDS Center, 80 South 8th St. Minneapolis, Minnesota; 55402, Paul H. Rothschild, Esq. Bacon & Wilson, P.C., 33 State St., Springfield, MA 01103; John J. Egan Esq., Egan, Flanagan and Cohen, P.C., 67 Market St., Springfield, MA 01102-9035, Jeffrey J. Lauderdale Esq., Calfee, Halter & Griswold LLP, 1400 McDonald Investment Center, 800 Superior Avenue, Cleveland, OH 44114.

Dated: 10/25/06


Donald C. Hutchins